761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

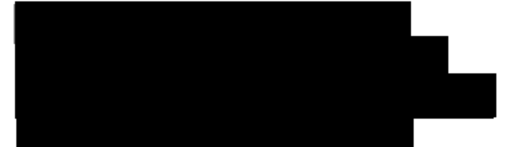
OFFICE CORRESPONDENCE

DATE: November 24, 2014

FROM: STEPHEN JOHNSON, COMMANDER
CENTRAL PATROL DIVISION

TO: DONNIE MAULDIN, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	FO2349162
Incident:	Category III Use of Force
Incident Date:	January 11, 2014
Unit:	Men's Central Jail
Suspects:	 [redacted] Ecker, Joseph MW 04/03/84
Involved Employees:	Deputy Miguel Leon #[redacted] Deputy [redacted] #[redacted] Deputy Vincent Rodriguez #[redacted] Deputy [redacted] #[redacted] Deputy Dean Mendoza #[redacted]
EFRC Date:	November 20, 2014

The Executive Force Review Committee (EFRC) consisting of Commanders Stephen Johnson, Ralph Webb, and Kelly Fraser met and reviewed the above case.

FINDINGS:

The EFRC determined the force and tactics used against the suspects was within Department policy.

RECOMMENDATIONS:

The EFRC recommended the Unit Commander, Captain Joseph Dempsey, submit a written corrective action plan to the EFRC. The corrective action plan is to address training and tactical issues.

SBJ:RFI:rfi

761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: November 24, 2014

FROM: STEPHEN JOHNSON, COMMANDER
CENTRAL PATROL DIVISION

TO: JOSEPH E. DEMPSEY, CAPTAIN
MEN'S CENTRAL JAIL

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	FO2349162
Incident:	Category III Use of Force
Incident Date:	January 11, 2014
Unit:	Men's Central Jail
Suspects:	 [redacted] Ecker, Joseph MW 04/03/84
Involved Employees:	Deputy Miguel Leon #[redacted] Deputy [redacted] #[redacted] Deputy Vincent Rodriguez #[redacted] Deputy [redacted] #[redacted] Deputy Dean Mendoza #[redacted]
EFRC Date:	November 20, 2014

The Executive Force Review Committee (EFRC) consisting of Commanders Stephen Johnson, Ralph Webb, and Kelly Fraser met and reviewed the above case.

FINDINGS:

The EFRC determined the force and tactics used against the suspects was within Department policy.

RECOMMENDATIONS:

The EFRC recommended the Unit Commander, Captain Joseph Dempsey, submit a written corrective action plan to the EFRC. The corrective action plan is to address training and tactical issues.

SBJ:RFI:rfi

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 014-00037-5100-053		Date: 01/11/14	Time: 1640
Location: 441 Bauchet Street		City or Station: Los Angeles	
Bureau/Station/Facility: Men's Central Jail		Admin. Investigation: ○ YES ◉ NO	
Type of Force: Directed Force/Lees-Lethal Weapons			
Incident Category: ○1 ○2 ◉3	Deputy Injury: ○ YES ◉ NO	Suspect Injury ◉ YES ○ NO	
☐ Call ☒ Observation ☐ Detail		☐ Foot Pursuit ☐ Vehicle Pursuit	
IAB Notified: ◉YES ○ NO	Person Notified: Lieutenant Valencia	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Leon	Miguel	E	Deputy

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	H	510	170	[redacted]	○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Men's Central Jail
Work Assignment (Unit #, Module, etc.): 4500/4600 Title-15
Individual Force Used: Arwen — ◉ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ○2 ◉3
☐ Injured ☐ Treated ☐ Admitted Facility: — Coroner Case #

E2

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	Deputy

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	H	510	170	[redacted]	○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Men's Central Jail
Work Assignment (Unit #, Module, etc.): 9000 Prowler #4
Individual Force Used: Sting Ball Grenade — ◉ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ◉2 ○3
☐ Injured ☐ Treated ☐ Admitted Facility: — Coroner Case #

E3

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Rodriguez	Vincent	A	Deputy

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	H	507	125	[redacted]	○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Men's Central Jail
Work Assignment (Unit #, Module, etc.): 4300/4400 Prowler/Movement
Individual Force Used: Arwen — ◉ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ◉2 ◉3
☐ Injured ☐ Treated ☐ Admitted Facility: — Coroner Case #

On Duty Supervisor

☐ Additional Involved Employees

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Shalev	Yoav		SGT.	YES ◉ NO ○	YES ◉ NO ○

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Wessol	David	P	SGT.	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Aguilar	Xavier	R	LT.

Watch Commander / Supervising Lieutenant's **Signature:** — Date — Copy Provided to Employee by: [redacted] — Emp #:

Daniel J. Dyer, Captain

Unit Commander (**Print Name**) — Unit Commander's **Signature**: — Emp #: — Date

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 1 4 - 0 0 0 3 7 - 5 1 0 0 - 0 5 3

Suspect Information

S 1

Last Name: [redacted] First Name: [redacted] Middle Name: Armed? Select: Other

AKA Last Name: First Name: Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 34 | Height: 603 | Weight: 280 | D.O.B: [redacted] | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: [redacted] Primary Charge Code: [redacted] Secondary Charge Code: [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO Name: Men's Central Jail Clinic Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES (●) NO Substance: 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/11/14 | Time: 2315 | ☒ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S 2

Last Name: [redacted] First Name: [redacted] Middle Name: Armed? Select: Not Armed

AKA Last Name: First Name: Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 40 | Height: 506 | D.O.B. [redacted] | Weight: 185 | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: [redacted] Primary Charge Code: [redacted] Secondary Charge Code: [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO By: Men's Central Jail Clinic Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES (●) NO Substance: 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/11/14 | Time: 2346 | ☒ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S 3

Last Name: [redacted] First Name: [redacted] Middle Name: Armed? Select: Not Armed

AKA Last Name: First Name: Middle Name:

Sex: (●) Male ( ) Female | Race: B | Age: 21 | Height: 602 | D.O.B. [redacted] | Weight: 602 | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: [redacted] Primary Charge Code: [redacted] Secondary Charge Code: [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO By: Men's Central Jail Clinic Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ( ) YES (●) NO Substance: 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/11/14 | Time: 2230 | ☒ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☒ ADMITS HEARING ANNOUNCEMENTS

☒ Additional Suspects Involved

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

0 1 4 - 0 0 0 3 7 - 5 1 0 0 - 0 5 3

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Shalev	Yoav	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Men's Central Jail	5000 Sergeant	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Smith	Terrance	T

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Men's Central Jail	Clinic Sergeant #1	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Anderson	Thomas	M

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Men's Central Jail	Title 15 Sergeant	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☒ Additional Witness

Supervisor's Report on Use of Force

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Leon, Miguel	E1	[redacted]	S1	AR	NN	
[redacted]	E2	[redacted]	S1	SB	NN	
Rodriguez, Vincent	E3	[redacted]	S2	AR	BR	LE
Rodriguez, Vincent	E3	[redacted]	S3	AR	LC	AR
[redacted]	E4	[redacted]	S4	IR	NN	
Mendoza, Dean	E5	[redacted]	S4	AR	FR	FA
Mendoza, Dean	E5	Ecker, Joseph	S5	AR	FR	FA

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

014 - 00037 - 5100 - 053

Involved Employee

E4

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]	[redacted]	Deputy

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	510	180	[redacted]	( ) EM ( ) Day (●) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Men's Central Jail	4700/4800 Title 15 Deputy

Individual Force Used		Individual Category
Pepper Ball Projectile Weapon	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E5

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Mendoza	Dean		Deputy

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	511	220	[redacted]	( ) EM ( ) Day (●) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Men's Central Jail	2200/2400 Recreation Deputy

Individual Force Used		Individual Category
Arwen	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 (●) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

Supervisor's Report on Use of Force
SUSPECT INFORMATION - Continuation

014 - 00037 - 5100 - 053

Suspect Information

S 4

Last Name: [redacted] | First Name: [redacted] | Middle Name: | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: W | Age: 30 | Height: 507 | Weight: 165 | D.O.B: [redacted] | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: [redacted] | Primary Charge Code: [redacted] | Secondary Charge Code: | [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO | Name: Men's Central Jail Clinic | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES (●) NO | Substance: | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/11/14 | Time: 2337 | ☒ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S 5

Last Name: Ecker | First Name: Joseph | Middle Name: | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: W | Age: 29 | Height: 507 | D.O.B. 04/03/84 | Weight: 150 | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 3580761 | Primary Charge Code: | Secondary Charge Code: | [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO | By: Men's Central Jail | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES (●) NO | Substance: | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/11/14 | Time: 1044 | ☒ Audiotape: | ☒ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S __

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ Additional Suspects Involved

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

0 1 4 - 0 0 0 3 7 - 5 1 0 0 - 0 5 3

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Men's Central Jail	[redacted]	[redacted] EM [redacted] Day [redacted] PM	[redacted] Regular [redacted] OT [redacted] Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY
CATEGORY THREE FORCE
(ALLEGED HEAD STRIKES)

UNIT: Men's Central Jail

DATE/TIME: January 11, 2014, 1655 hours, Saturday

LOCATION: Dorm 5550
429 Bauchet Street
Los Angeles CA 90012

URN: 014-00037-5100-053

IAB #: FO 2349162

<u>INVESTIGATIVE SUMMARY</u>

On Saturday, January 11, 2014, at approximately 1655 hours, a major inmate disturbance occurred at Men's Central Jail, dorm 5550 (see Exhibit A). Men's Central Jail's Emergency Response Team utilized specialized, less lethal weapons to end the inmate disturbance. The deployment of the less lethal weapons was authorized by Watch Commander, Lieutenant Xavier Aguilar and the use of the weapons was directed by Sergeants Yoav Shalev and Terrance Smith.

During Men's Central Jail's Use of Force Investigation procedures, some inmates alleged they were struck with specialty impact munitions projectiles, also known as "Arwen" rounds, in the head. Internal Affairs Bureau Lieutenant Dominic Valencia and Sergeants David Wessol and Victor Allen responded to Men's Central Jail and initiated a Force Review Investigation.

At approximately 1630 hours on January 11, 2014, a radio broadcast was initiated over Men's Central Jail's operating frequency indicating an inmate disturbance was taking place in dorm 5550. Numerous deputy personnel and the 5000 floor Sergeant, Yoav Shalev, responded to the control booth to assess the situation and determine the proper course of action. Men's Central Jail staff quickly made announcements over the public address speaker ordering the

inmates to stop fighting and to lie down on the ground. The inmates in the dorm quickly separated along racial lines and the violence rapidly escalated into a major inmate disturbance (see Exhibit C, inmate disturbance video footage). Deputy Abril, [redacted] made a radio broadcast requesting the Emergency Response Team to mobilize and respond to dorm 5550.

Numerous inmates in dorm 5550 had armed themselves with broken broom handles that were splintered or sharpened into stabbing devices. Some inmates used cleaning supplies, containers, buckets, brooms and other items as weapons. Inmates were throwing various items back and forth in the dorm as makeshift projectile weapons. The inmates turned over the heavy metal bunks and began to position them in the dorm for use as barriers along their racial separation lines. Some inmates were utilizing the bunks as weapons by turning them over onto other inmates or pushing the bunks at inmates. A group of Black Inmates entered the bathroom area and utilized bunks and cleaning carts to set up a barrier in an effort to block Hispanic Inmates from assaulting them.

Jail staff consistently gave verbal commands over the public address system ordering the inmates to stop fighting and to lie on the ground. From the vantage point in dorm 5550 control booth, deputy personnel were able to see several inmate on inmate assaults with sharpened instruments or other weapons. As the Emergency Response Team personnel gathered equipment, some deputies with special weapons entered the control booth. As a result of the continued assaults, Sergeant Shalev ordered Deputy Leon to fire the "Arwen" through the tray slot of dorm 5550 control booth. A large Hispanic Inmate, identified as Inmate [redacted] was seen holding a wooden handle splintered into a sharp point in his right hand (see Exhibit C, video footage A). Inmate [redacted] was using the improvised stabbing weapon to assault the Black Inmates located near the bathroom just in front of the control booth. After the "Arwen" was fired, the Hispanic Inmates withdrew from the area in front of the control booth but did not cease their assaults nor did they comply with the verbal commands given by jail staff over the public address system.

The inmates separated along racial lines just to the right of the control booth. The Hispanic and White Inmates separated towards the back of the dorm away from the control booth. The Black Inmates separated near the front of the dorm near the 5000 floor access entry door. The area between the Hispanic/White Inmates and the Black Inmates became an area where inmates initiated assaults against each other and retreated back to the relative safety of the separation lines. Sergeant Shalev directed Deputy [redacted] to deploy a sting ball grenade into dorm 5550 to the area of the separation. Two sting ball grenades were deployed, momentarily clearing the separation area and momentarily created a neutral zone between the fighting inmates.

However, the inmates gathered mattresses and other clothing items and utilized them to protect themselves from the deployment of special weapons allowing

them to continue assaults along the separation line. Sergeant Shalev directed Deputy [redacted] to use the pepper ball gun to insert pepper ball projectiles into dorm 5550. The use of the pepper ball gun allowed chemical irritants to be inserted into the area and overcome the inmate's use of mattresses for protection.

During the pepper ball deployment, deputy personnel in the control booth as well as Sergeant Shalev, saw an inmate along the back wall of the dorm getting stabbed repeatedly. Sergeant Shalev told the Emergency Response Team that was staged in the 5000 floor hallway just outside the door of dorm 5550 to mask up and enter the dorm in order to affect a rescue. The assaulter can be seen on the video stabbing in a downward motion numerous times. The victim of the assault is difficult to see because he was on the ground and there were various obstructions blocking the view of the video camera.

While special weapons were being deployed from the control booth, Emergency Response Team members were preparing to enter the dorm. Sergeant Terrance Smith and Deputy Mendoza were standing at the entry door of dorm 5550. Deputy Mendoza was armed with an "Arwen". Sergeant Smith looked through the window of the entry door of dorm 5550 and saw an inmate being stabbed. Sergeant Smith moved away from the door area and directed Deputy Mendoza to look through the tray slot and identify any inmates being stabbed. If Deputy Mendoza saw any assaults, he was cleared to engage any inmates with the "Arwen" if a clear shot could be taken. Deputy Mendoza was able to identify an inmate engaged in assaulting another inmate so he fired his weapon at the inmate through the tray slot of the door to dorm 5550. Deputy Mendoza believes the projectile hit the back wall of the dorm and did not strike the intended target.

As the Emergency Response Team prepared for entry into dorm 5550, Sergeant Smith cleared inmates away from the other side of the entry door. Many of the Black Inmates who were not involved in the disturbance were sitting near the entry door, thus blocking entry into the dorm. After the area was cleared, the Emergency Response Team entered the dorm and gained immediate control and compliance from a majority of the inmates. Deputy Mendoza and other Emergency Response Team members continued to move toward the back of the dorm to insure the inmate fighting stopped. While moving into the dorm, Deputy Mendoza saw a Hispanic Inmate holding a sharp object over his head in an attack ready position. Deputy Mendoza was approximately twenty yards away from the inmate when he fired one "Arwen" round at the assaulter. Deputy Mendoza did not see where the round went.

As the Emergency Response Team entered the dorm, Sergeant Shalev and other deputy personnel equipped with special weapons exited the control booth and responded to the entry door of dorm 5550 to assist with the inmate extraction operation. Sergeant Shalev remained at the dorm entry door and directed the operation. He did not enter the dorm to provide supervision of the Emergency

Response Team because he knew there were already two Sergeants directing and supervising the operation inside.

The Emergency Response Team and other deputy personnel extracted the most seriously injured inmates to the 5000 floor main hallway for triage by Medical Services Bureau personnel standing by. Inmates with minor injuries or no injuries were extracted and secured at other locations within Men's Central Jail. There was no force used during the extraction and relocation of the inmates involved in the disturbance. The only force used to quell the inmate disturbance was the use of specialized weapons.

Men's Central Jail supervisory staff began Use of Force Reporting and Investigation that revealed five inmates were injured as a direct result of the use of specialized weapons. Three inmates alleged they were struck with "Arwen" rounds, one inmate ([redacted]) had nothing to say and one inmate was not entirely sure how he was injured. Internal Affairs Bureau Investigators interviewed the injured inmates during the force response investigation.

INVOLVED PERSONNEL AND EMPLOYEES WORK HISTORY

Sergeant Yoav Shalev, #[redacted]
Department Hire Date: November 10, 1998
Date Assigned to Men's Central Jail: October 6, 2013

Deputy Miguel Leon, #[redacted]
Department Hire Date: September 02, 2010
Date Assigned to Men's Central Jail: March 18, 2012

Deputy [redacted] #[redacted]
Department Hire Date: November 01, 2012
Date Assigned to Men's Central Jail: March 17, 2013

Deputy Vincent Rodriguez, #[redacted]
Department Hire Date: July 26, 2010
Date Assigned to Men's Central Jail: May 27, 2012

Deputy [redacted] #[redacted]
Department Hire Date: September 13, 2006
Date Assigned to Men's Central Jail: September 22, 2013

Sergeant Terrance Smith, #[redacted]
Department Hire Date: July 24, 1989
Date Assigned to Men's Central Jail: September 02, 2012

Deputy Dean Mendoza, #[redacted]
Department Hire Date: November 01, 2012
Date Assigned to Men's Central Jail: March 17, 2013

INJURIES

There were no Men's Central Jail personnel injured as a result of the dorm 5550 major disturbance or the application of force to restore order.

Inmate [redacted] refused to give medical personnel a statement with regard to any injuries he received as a result of the use of specialized weapons. He did not claim any injuries but the investigation revealed he was shot with an "Arwen" round on his left side ribcage while he was assaulting Black Inmates barricaded near the restroom (see Exhibit C, video footage A). He also sustained pellet strikes on his front side upper body from the detonation of a sting ball grenade (see Exhibit E, Inmate Injury Report, medical records and photographs of injuries). Inmate [redacted] refused medical treatment.

Inmate [redacted] sustained a one to two inch circular bruise to his left thigh and received medical treatment at Men's Central Jail Main Clinic by V. Howard, [redacted] (see Exhibit E, Inmate Injury Report, medical records and photographs of injuries).

Inmate [redacted] claimed deputies shot him on the left bicep as he was being ordered to lie on the floor. Inmate [redacted] sustained a four centimeter, half-moon skin tear to his left bicep. He was treated at Men's Central Jail Main Clinic by V. Howard, [redacted] (see Exhibit E, Inmate Injury Report, medical records and photographs of injuries).

Inmate [redacted] said he believes he was struck by an "Arwen" round in the lower left jaw. Inmate [redacted] sustained a small cut on his lower left jaw that had significant swelling. He was initially treated at Men's Central Jail Main Clinic by R. Mendoza RN, [redacted] and later transported to Los Angeles County Medical Center by radio car for further treatment and evaluation (see Exhibit E, Inmate Injury Reports, medical records and photographs of injuries).

Inmate Joseph Ecker, 3580761, claimed he was shot in the face with an "Arwen" round while he was already lying on the floor. Inmate Ecker sustained a laceration on the left side of his face along with bruising of the area. He was initially treated at Men's Central Jail Main Clinic by R. Mendoza RN, [redacted] and

later transported to Los Angeles County Medical Center by radio car for further treatment and evaluation (see Exhibit E, Inmate Injury Report, Medical Records and photographs of injuries).

> Investigator's Note: Prior to Inmate Ecker's medical treatment, he told Sergeant Shalev he was punched and stabbed in the face. Later in the evening of January 11, 2014, he told Sergeant Shalev he got shot in the face. Sergeant Shelev told Inmate Ecker he was changing his story from what he told him earlier (for further details, see Sergeant Shalev's and Inmate Ecker's transcribed interview).
>
> Inmate Ecker's medical records contain an entry indicating he was punched in the face with a sharp object causing a cut to his left cheek. The entry was made on January 11, 2014 at 1844 hours (see Exhibit E, Inmate Medical Records, Page 4 of 9).

Inmates [redacted] and [redacted] were transported to Los Angeles County Medical Center for triage and treatment by Los Angeles City Fire Department paramedics. The three inmates transported by ambulance sustained their injuries from other inmates, not a result of any action taken by Men's Central Jail staff. The injuries of the three inmates transported by ambulance are mentioned as a reference to the severity of the inmate assaults that occurred inside dorm 5550.

Inmate [redacted] sustained a cut to his forehead, a puncture wound to his right chest, cut to his right neck area, a cut to his left eyebrow and a fractured mandible and nasal cavity. Inmate [redacted] sustained a laceration to the middle of his head that was closed with staples. Inmate [redacted] sustained a laceration to the right side of his head with profuse nose bleeding and multiple facial and orbital fractures (see Exhibit F, Inmate Injury Reports and detailed medical records)

PHYSICAL EVIDENCE

Physical evidence recovered from dorm 5550 is listed on page two of the SH-R-49 and a supplemental report SH-R-77, written by Deputy A. Gonzalez, [redacted] (see Exhibit A).

Post-riot photographic evidence of dorm 5550 is included in this investigation in Exhibit B. A post-riot video of dorm 5550 is also included in Exhibit C, video footage H.

INVESTIGATOR'S OBSERVATIONS

Inside dorm 5550, numerous steel bunk beds were overturned and moved to various locations within the dorm. A makeshift barricade made of bunk beds and cleaning carts was seen in the access hallway leading to the restroom. There were numerous broken wooden and fiberglass broom or mop handles sharpened or splintered into stabbing weapons. Fresh bloodstains and pools of blood were present throughout various locations in the dorm. Small rubber pellets and expended "Arwen" rounds were seen lying on the floor.

WEAPONS USED BY DEPUTY PERSONNEL

Specialty Impact Munitions Weapons Systems (Arwen)

Stinger Grenade

SA200 Pepperball Launcher

PROPERTY DAMAGE

Minor property damage occurred to miscellaneous Los Angeles County Jail Property items such as mops, broomsticks, jail clothing, cleaning buckets, bed linen, mattresses and sleeping bunks.

The Inmate Disturbance and Riot Load Sheet prepared by Sergeant Shalev indicated the estimated facility damage costs to be $5,000.00 (see miscellaneous documents).

There was no damage to privately owned property.

CRIMINAL INVESTIGATION AND CHARGES FILED

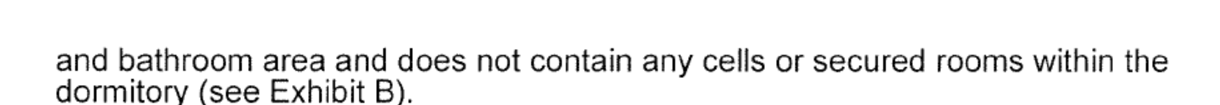
The criminal investigation was conducted by Jail Investigations Unit, Detective Robert Ruiz and Sergeant [redacted] The Jail Investigations Unit investigators responded to Men's Central Jail on the night of the disturbance to initiate an investigation. The investigation is ongoing.

LIGHTING CONDITIONS

The lighting inside Dorm 5550 was provided by electrical overhead lighting fixtures that were operating as designed. Outdoor lighting and weather conditions had no impact on the interior illumination of the dorm.

SCENE DESCRIPTION

Dorm 5550 is an open dormitory located on the 5000 floor of Men's Central Jail. It contains one access door located in the 5000 floor hallway. The dorm has a solid wall to the left that separates the control booth from the main dormitory. In front of the control booth is an access hallway that leads to the bathroom and shower area. The main dormitory is located to the right side of the control booth



and bathroom area and does not contain any cells or secured rooms within the dormitory (see Exhibit B).

INVOLVED INMATE STATEMENTS

The following interview summaries were based on statements provided by the witnesses during audio recorded interviews. For complete detailed statements, refer to the digital audio recordings or transcripts of the interview included in this investigation.

Inmate [redacted]

Inmate [redacted] was interviewed at Men's Central Jail on January 11, 2014 at 2315 hours by Internal Affairs Bureau Sergeants David Wessol and Victor Allen.

Inmate [redacted] refused to discuss any information about the jail riot in dorm 5550. Inmate [redacted] said he was not injured in any way.

Inmate [redacted]

Inmate [redacted] was interviewed at Men's Central Jail on January 11, 2014 at 2246 hours by Internal Affairs Bureau Sergeants David Wessol and Victor Allen. Inmate [redacted] said he was by his rack watching the football game when "grouping" started to take place inside of the dorm. Inmate [redacted] said everything happened so fast and he really did not know what happened.

Inmate [redacted] said he saw an unidentified White Male inmate with blood coming from his eyes. Inmate [redacted] thought the inmate may have been dead and he wanted to check his pulse and perform Cardio Pulmonary Resuscitation if needed. Inmate [redacted] said he was trying to pull the inmate back with the help of another inmate. After pulling the inmate back he was unable to render assistance. Inmate [redacted] said he heard commands over the public address system telling the inmates to get down on the floor when he got shot on his left leg.

Inmate [redacted] initially thought he was shot in his penis because he felt his left leg and penis go numb. Inmate [redacted] did not see where the shot came from but said the entry door to dorm 5550 was still closed and there were no deputies in the dorm when he was shot. Inmate [redacted] was pulled to the back of the dorm by other inmates. Inmate [redacted] said everything was happening so fast and he remembered seeing flashes inside the dorm.

Inmate [redacted] did not know how the White Inmate got injured. He said the White Inmate was just lying on the floor. Inmate [redacted] did not see the White Inmate get stabbed or injured but did say he saw blood coming from his eyes. Inmate [redacted] did say he saw a lot of "sticks", which was clarified as broken broom and

mop handles, in the hands of other inmates. Inmate [redacted] did not get to see if other inmates used the sticks as weapons but indicated he feared he could have been stabbed during the disturbance.

Inmate [redacted] said he did not sustain any injuries other than the shot to his left leg. Inmate [redacted] said he received medical treatment for his injuries.

Inmate [redacted]

Inmate [redacted] was interviewed at Men's Central Jail on January 11, 2014 at 2230 hours by Internal Affairs Bureau Sergeants David Wessol and Victor Allen.

Inmate [redacted] said he was sleeping on his bunk, # [redacted] when a disturbance started in the dorm. Inmate [redacted] later defined the disturbance was a riot taking place. Inmate [redacted] was awoken by public address announcements directing inmates to "stop fighting." He heard at least three announcements inside the dorm. Inmate [redacted] heard two "bombs" (sting ball grenade deployments) detonating in the dorm.

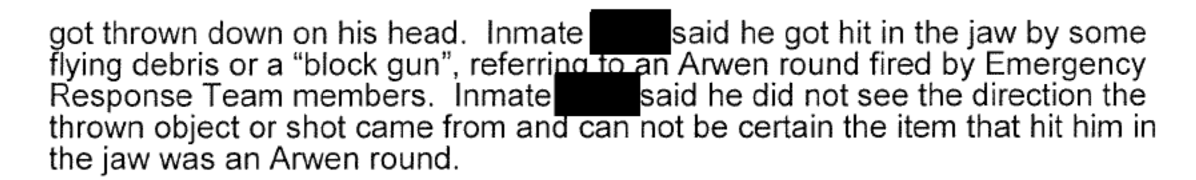
Many inmates began running away from the detonations of the "bombs." Deputy Personnel entered the smoke filled dorm telling all of the inmates to get down on the ground. Inmate [redacted] was getting off of his upper level bunk, going to the ground on his hands and knees face down, when he was shot by a Hispanic Deputy Sheriff. Inmate [redacted] was shot from a distance of approximately ten feet away. Inmate [redacted] felt a small blow to his arm then noticed he was bleeding. He looked to his right and noticed a rubber bullet (Arwen round) on the floor. Deputy Personnel began using "zip-ties" to secure inmates who were involved in the riot. Inmate [redacted] was escorted out of the dorm and taken to the medical clinic for treatment. Inmate [redacted] did not sustain any other injuries other than the injury to his left bicep and a few minor scratches.

Inmate [redacted]

Inmate [redacted] was interviewed at Men's Central Jail on January 11, 2014 at 2337 hours by Internal Affairs Bureau Sergeants David Wessol and Victor Allen.

Inmate [redacted] started the interview by saying "this thing was scary as hell." Inmate [redacted] said he was in dorm 5550 when some transferred inmates were brought into the dorm just prior to chow. Within five minutes of the transferred inmates' arrival, the dorm broke out into a disturbance. Inside the dorm, the Black Inmates began to separate along racial lines by moving to the front of the dorm and the South Siders and White Inmates moved to the back of the dorm.

Racks began to be thrown and inmates started fighting with each other by using broken, sharpened broom handles. Inmate [redacted] moved to the back of the dorm and ducked for cover under a bunk with another "Wood" (White Inmate). A rack



got thrown down on his head. Inmate [redacted] said he got hit in the jaw by some flying debris or a "block gun", referri[redacted]n Arwen round fired by Emergency Response Team members. Inmate [redacted] said he did not see the direction the thrown object or shot came from and can not be certain the item that hit him in the jaw was an Arwen round.

Inmate [redacted] heard numerous orders from deputies telling the inmates to get down. The disturbance lasted for about five minutes. The deputies took Inmate Kelly into the main hallway then sent him to the clinic to look at the injuries. Inmate [redacted] said no deputies used excessive force nor did anything to him nor did any deputy cause him any injuries.

Inmate Joseph Ecker

Inmate Ecker was interviewed at Men's Central Jail on January 14, 2014 at 1044 hours by Internal Affairs Bureau Sergeants David Wessol and John Adams.

Inmate Ecker said he was in the back corner of the dorm when the inmates where fighting with "everything." Inmate Ecker said he did not see any weapons in inmates' hands nor did he see any weapons in the dorm. Inmate Ecker later said he saw inmates getting hit with "mop buckets and things like that. That's not weapons." (See Inmate Ecker's transcribed interview, page 4 of 8). Inmate Ecker heard Deputies giving commands over the public address system to get down on the floor.

Inmate Ecker said he was already on the floor when a deputy whom he described as "a little short guy with a gay haircut" (see transcribed interview page 2 of 8) shot him in the face with an Arwen round. Inmate Ecker described the projectile as a "round big black ball." Inmate Ecker said the deputy was "half way" from him when he was shot. When Inmate Ecker was asked to estimate the distance between him and the deputy, he said he did not know because he does not know that stuff. Inmate Ecker clarified that "half way" meant half the distance of the dorm.

Inmate Ecker claims he did not move out of the path of the "Arwen" round because another inmate was on top of him preventing him from moving. Inmate Ecker did not see any other inmates struck with specialized weapons.

Inmate Ecker was asked if he told a Sergeant (Sergeant Shalev) he did not know what happened to him. Inmate Ecker claims he told Sergeant Shalev, he got shot with a 40, referring to an Arwen (See transcribed interview page 2 of 8).

> Investigator's Note: According to Sergeant Shalev's interview statement, he talked with Inmate Ecker, upstairs, who told him the injuries to his face were caused by being hit with a sharp object or a kick to the head.

Approximately one and a half hours later, Sergeant Shalev talked with Inmate Ecker in the main clinic who said he was shot in the face with a 40 (see Sergeant Shalev's transcribed interview page 26, 27 and 28 of 29 for detailed statement).

Inmate Ecker sustained a black eye, fractures to his cheekbone and nose. Inmate Ecker did not claim any other injuries and was provided medical treatment for his injuries.

INVOLVED PERSONNEL STATEMENTS

Custody Assistant Jefferey McDonald

Custody Assistant McDonald was interviewed by Internal Affairs Bureau Sergeants David Wessol and Irma Chevalier on March 27, 2014 at 1619 hours. The interview was conducted at Internal Affairs Bureau office, interview room B. Custody Assistant McDonald was the control booth officer for dorm 5550 when the disturbance began. Custody Assistant McDonald was interviewed as a witness.

Custody Assistant McDonald started his shift on January 11, 2014, at [redacted] hours. The dayshift officer briefed Custody Assistant McDonald that all operations were normal and there were no significant incidents to brief. Custody Assistant McDonald said all activities inside the dorm within the first two hours of the shift were normal and many of the inmates were interacting with each other without any concerns.

At approximately 1605 hours, dorm 5550 received a small group of transferred inmates from the Inmate Reception Center. Custody Assistant McDonald gave the recently transferred inmates their housing assignments and continued his assigned duties. At approximately 1625 hours, Custody Assistant Mc Donald heard several thumps coming from inside dorm 5550. As he looked into the dorm, he noticed a Black Inmate swinging downward with closed fists between two bunks. Custody Assistant McDonald broadcast radio traffic indicating there was an inmate disturbance in dorm 5550.

After the radio traffic broadcast was completed, he retrieved the video camera to begin filming the incident. However, Custody Assistant McDonald had some difficulty operating the camera and did not obtain any video footage of the initial inmate disturbance. A few minutes later, two Hispanic Inmates, described as "South Siders" came to the area where the one on one inmate fight took place to voice their objections over the fight. The two Hispanic Inmates initiated a "melee" against the Black Inmates.

Custody Assistant McDonald requested an Emergency Response Team to respond to dorm 5550 due to the fact dorm disturbance was escalating along racial lines. Within a short period of time, Sergeant Shalev and numerous deputies responded to dorm 5550 disturbance. The inmates continued to fight inside of the dorm and began to turn over sleeping racks, throw mop buckets and broke broom handles to use as stabbing weapons.

As Emergency Response Team personnel were mobilized and responded to the dorm, multiple announcements were made over the public address system commanding the inmates in dorm 5550 to lie on the ground. The announcements had little to no effect on the inmate disturbance. Sergeant Shalev directed the use of specialized weapons in an effort to quell the disturbance.

Sergeant Shalev directed Emergency Response Team Deputies to use the "Arwen", stinger grenades and the pepperball launcher at the aggressing inmates. The specialized weapons were deployed from the control booth tray slot window.

Custody Assistant McDonald noticed an unconscious inmate in the dorm and requested main control to request Los Angeles Fire Department Paramedic/Ambulance Rescue Squad to respond to Men's Central Jail. Sergeant Shalev and other deputies inside the control both saw an inmate being stabbed along the far side of the dorm. Sergeant Shalev ordered the Emergency Response Team, which was staged in the 5000 floor main hallway, to make immediate entry in order to stop the stabbing assault.

The Emergency Response Team entered the dorm and ordered the inmates to lie down on the ground. Deputies made entry all the way to the back of the dorm. After the inmates complied with the orders, the inmates were safely escorted out of the dorm and sent to other secured locations. Custody Assistant McDonald did not see any force used against inmates other than the deployment of the specialized weapons.

Sergeant Yoav Shalev

Sergeant Shalev was interviewed by Internal Affairs Bureau Sergeants David Wessol and Jeff Smith on May 27, 2014 at 1333 hours. The interview was conducted at Internal Affairs Bureau office, interview room B.

Sergeant Shalev was the assigned 5000 floor Sergeant on January 11, 2014. At approximately 1600 hours, Sergeant Shalev heard a radio broadcast indicating there was a one on one inmate fight in dorm 5550. Sergeant Shalev immediately responded to dorm 5550 control booth, arriving there within a few seconds of the broadcast.

Sergeant Shalev saw inmates separated along racial lines. Some Black Inmates were in the bathroom/shower area while others were barricading themselves near the main access door to the 5000 floor. The Hispanic and White Inmates were the majority group of the dorm who separated towards the back. The separation among the inmates based on race was obvious. Many of the inmates were taking fighting stances and wrapping themselves with clothing for protection. Some of the inmates had broken broomsticks.

Sergeant Shalev directed the dorm officer to begin making public address announcements telling the inmates to get on the bunks or get on the ground. The announcement had no effect on gaining inmate compliance. As the fighting broke out, inmates began throwing items used as improvised projectile weapons across the dorm at each other. Inmates turned over the sleeping racks or pushed them back and forth using them as weapons and barricade devices.

In front of the control booth, inside the dorm, some Black Inmates barricaded themselves in the bathroom/shower area utilizing sleeping racks. The Hispanic and White Inmates were on the dorm side of the barricade swinging broken broom sticks and throwing items at the Black Inmates. The Black Inmates were reciprocating the assaultive behavior toward the Hispanic and White Inmates. Public address announcements were continuously made in an effort to gain inmate compliance.

Sergeant Shalev requested an Emergency Response Team, locked down the jail and requested specialized weapons to respond to the dorm 5550. Sergeant Shalev directed a deputy armed with an "Arwen" to fire upon armed inmates assaulting other inmates in front of the control booth. The weapon was deployed through the tray slot of the control booth. While the specialized weapons were being fired through the control booth tray slot, the Emergency Response Team was mobilizing and preparing for intervention.

After the initial volley of "Arwen" rounds, the weapon went empty. Sergeant Shalev directed the deputy to reload his weapon and requested sting ball grenades to be deployed through the tray slot. A total of three sting ball grenades were deployed through the tray slot of the control booth. During the initial deployment of specialized weapons an inmate was identified as being down, possibly with a critical injury. Another inmate was being stabbed toward the back of the dorm. Sergeant Shalev directed use of the pepper ball launcher through the tray slot of the control booth.

The Emergency Response Team was told by Sergeant Shalev to mask up and make entry into the dorm because inmates were being stabbed. As the Emergency Response Team made entry into the dorm, Sergeant Shalev exited the control booth to the 5000 floor main hallway to direct the operation from

there. As soon as the Emergency Response Team made entry into the dorm, the inmates immediately began to comply with orders to get down on the ground.

The Emergency Response Team and other assisting deputies extracted the most seriously injured inmates in order to get them medically treated. The other inmates in the dorm were removed from the dorm, medically triaged and segregated to a more secure locations within Men's Central Jail.

Sergeant Shalev said some members of the Emergency Response Team were not wearing some of the protective equipment typically used during jail riots because of the urgency to make a rescue entry into the dorm.

Deputy Miguel Leon

Deputy Leon was interviewed by Internal Affairs Bureau Sergeants David Wessol and Irma Chevalier on March 27, 2014 at 1409 hours. The interview was conducted at Internal Affairs Bureau office, interview room B.

On January 11, 2014, Deputy Leon was working Men's Central Jail assigned as the module 4500/4600 Title 15 Deputy. At approximately 1640 hours, Deputy Leon heard a radio broadcast indicating there was an inmate disturbance in dorm 5550. Deputy Leon heard additional information over the radio requesting specialized weapons response to dorm 5550. Deputy Leon went to the 4000 floor armory, retrieved an "Arwen" and responded to the 5000 floor to assist with quelling the disturbance.

Deputy Leon staged outside the door to dorm 5550. He did not enter the control booth initially but remained in the hallway as members of the Emergency Response Team began assembling. Deputy Leon looked through the door window and saw approximately half of the total inmates involved in a fight using weapons against each other.

Deputy Leon entered the control booth of dorm 5550 with an "Arwen." From the control booth windows, he was able to see approximately forty to fifty inmates actively engaged in a fight. Some Black Inmates had utilized metal bunks as barricades in the bathroom access hallway. As the inmates continued to fight, numerous announcements were made over the public address system telling the inmates to stop fighting, get on the floor, etc. The inmates refused to comply with the verbal orders.

After several unsuccessful attempts to gain compliance by giving verbal commands, Sergeant Shalev directed Deputy Leon to fire "Arwen" rounds into dorm 5550 through the tray slot of the control booth. Deputy Leon fired five to six "Arwen" rounds at high risk inmates who were actively engaged in assaulting other inmates. Due to the chaos, Deputy Leon was not able to see where or

which inmates all the rounds impacted. However, he was able to see approximately three to four rounds impacts specific inmates he targeted.

After Deputy Leon finished firing his weapon, he exited the control booth and prepared to make entry into dorm 5550. Sergeant Shalev directed other specialized weapons to be deployed into the dorm as Deputy Leon was leaving the control booth. Deputy Leon did not see other specialized weapons being deployed but he did hear and recognized the detonation of the sting ball grenades and the use of the pepper ball gun.

Deputy Leon joined the Emergency Response Team and made entry into dorm 5550. When he arrived at the center of the dorm, to the right of the control booth, he saw four Hispanic Inmates assaulting a Black Inmate. Deputy Leon indicated the area he fired the "Ar[redacted]on a diagram of dorm 5550 (see Exhibit D, identified by employee #[redacted]and transcribed interview, page 18 of 34). Deputy Leon stopped in the center of the dorm and ordered the Hispanic Inmates to cease their assault. The Hispanic Inmates refused Deputy Leon's orders. Therefore, he fired approximately three to four "Arwen" rounds at the four Hispanic Inmates that were stabbing the Black Inmate.

After engaging the four Hispanic Inmates, all other inmates begin to follow the orders of the Emergency Response Team to get on the floor. Deputy Leon then provided security coverage for Emergency Response Team members as they secured and escorted inmates from the dorm. Deputy Leon did not use or see any other deputies use force while inmates were escorted out of the dorm.

Deputy [redacted]

Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants David Wessol and Jeff Smith on March 26, 2014 at 1425 hours. The interview was conducted at Men's Central Jail.

On January 11, 2014, Deputy [redacted] was assigned to PM shift as the 9000 floor prowler. At approximately 1640 hours, Deputy [redacted] heard a radio broadcast indicating there was an inmate disturbance in dorm 5550. Deputy [redacted] responded to the 5000 floor to assist with quelling the inmate disturbance. While on the 5000 floor, Sergeant Shalev directed Deputy [redacted] to obtain sting ball grenades. Deputy [redacted] went to main control and obtained a collection of sting ball grenades and responded to dorm 5550 control booth.

When Deputy [redacted] returned to dorm 5550, he saw numerous inmates fighting with each other along racially divided lines. Deputy [redacted] also noticed large metal bunks turned over and being pushed back and forth between the feuding inmate groups. The inmates were throwing objects at each other and attempting to stab each other.

Numerous inmates were fighting in front of the control booth in the bathroom access hallway as well as in the main dorm. The inmates were refusing to obey the commands to cease and get on the ground. Deputy [redacted] was directed to deploy sting ball grenades into the dorm in an effort to quell the inmate disturbance. Deputy [redacted] deployed three sting ball grenades into the dorm from the control booth tray slot. The initial deployment of the sting balls was effective. However, due to the limited deployment range from the tray slot of the control booth, the sting ball grenades effectiveness was reduced. Deputy [redacted] indicated the location detonation of the three sting ball grenades on a diagram of dorm 5550 (see Exhibit D, identified by employee # [redacted] and transcribed interview page 19 and 20 of 23).

Deputy [redacted] equipped himself as a member of the Emergency Response Team, secured the unused sting ball grenades with another deputy in the control booth and made entry into dorm 5550 with the response team. As the Emergency Response Team made entry into the dorm, the inmates began to comply with the deputies orders to get down on the ground. Deputy [redacted] remained in the dorm assisting other Emergency Response Team members secure inmates and escort them out of the dorm to other designated locations within the jail.

Deputy Vincent Rodriguez

Deputy Rodriguez was interviewed by Internal Affairs Bureau Sergeants David Wessol and John Adams on April 02, 2014 at 1435 hours. The interview was conducted at Internal Affairs Bureau office, interview room B.

On January 11, 2014, Deputy Rodriguez was assigned to PM shift at Men's Central Jail as the 4300/4400 prowler. At approximately 1640 hours, Deputy Rodriguez heard a radio broadcast indicating there was an inmate disturbance along racial lines at dorm 5550. Deputy Rodriguez responded to dorm 5550 control booth to assist with the inmate disturbance. While in the control booth, Deputy Rodriguez was able to see multiple inmates actively fighting and throwing various objects at each other. Some inmates were breaking the handles of the broomsticks and using them as weapons to attack other inmates.

While in the control booth Sergeant Shalev directed the use of the "Arwen" in an effort to quell the inmate disturbance. Deputy Rodriguez asked another deputy for the "Arwen" and began engaging the most assaultive inmates. Deputy Rodriguez fired approximately eight "Arwen" rounds from the control booth tray slot toward the main dormitory. Deputy Rodriguez indicated the location he fired the "Arwen" rounds towards on a diagram of dorm 5550 (see Exhibit D, identified by employee # [redacted] and transcribed interview page 8 of 21).

Deputy Rodriguez said he was able to identify and target specific inmates with the "Arwen" but was unable to see if the rounds impacted the intended targets

because of the chaos inside of the dorm. Once Deputy Rodriguez' "Arwen" went empty, he back away from the tray slot and began to reload the weapon. Deputy Rodriguez heard sting ball grenades and the pepper ball gun being deployed from the control booth.

After Deputy Rodriguez finished reloading the weapon, he exited the control booth and made entry into the dorm with the Emergency Response Team. Deputy Rodriguez utilized the "Arwen" to provide security and force protection for Emergency Response Team members. He did not fire any additional "Arwen" rounds while he was inside the dorm. Once the Emergency Response Team entered the dorm, the inmates began to comply with the verbal orders to get down on the ground. Emergency Response Team members began securing the inmates and escorting them out of the dorm to other secured locations within the jail.

Deputy [redacted]

Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants David Wessol and Irma Chevalier on March 27, 2014 at 1520 hours. The interview was conducted at Internal Affairs Bureau office, interview room B.

On January 11, 2014, Deputy [redacted] was assigned to Men's Central Jail, PM shift as the Title 15 Deputy for module 4700/4800. At approximately 1640 hours, Deputy [redacted] heard a radio broadcast indicating there was an inmate disturbance at dorm 5550. Deputy [redacted] responded to the 4000 floor armory and obtained a pepper ball gun, then responded to dorm 5550 control booth.

While in the control booth, Deputy [redacted] was able to see approximately fifty to sixty inmates actively fighting inside dorm 5550. Inmates were throwing hard objects throughout the dorm and had turned over several metal bunks that were used as shields or fortifications. Several commands, more than ten, were announced over the dorm's public address system telling the inmates to "stop fighting." The inmates failed to obey or respond to the commands given.

Deputy [redacted] saw Deputy Leon fire "Arwen" rounds into dorm 5550 at the direction of Sergeant Shalev. The "Arwen" was fired through the tray slot of the control booth. Deputy [redacted] also saw Deputy [redacted] deploy two or three sting ball grenades through the tray slot at the direction of Sergeant Shalev.

Sergeant Shalev directed Deputy [redacted] to fire the pepper ball gun into dorm 5550 in an effort to stop the inmate disturbance. Deputy [redacted] moved to the tray slot and fired approximately ten to fifteen rounds of pepper balls into dorm 5550. The pepper ball rounds struck the ceiling, bunks and walls. Deputy [redacted] did not see any of the pepper ball rounds strike any inmates. Deputy [redacted] indicated the location he fired the pepper ball rounds toward on a diagram of dorm 5550

(see Exhibit D, identified by employee #[redacted]and transcribed interview page 14 and 15 of 18).

After firing the pepper ball rounds into the dorm, Deputy [redacted] backed away from the tray slot and heard the Emergency Response Team make entry into the dorm. Deputy [redacted] exited the control booth and went to the 5000 floor hallway where he handed the pepper ball gun to an unknown deputy and partially entered the dorm to begin securing and escorting inmates to other designated locations within the jail.

Deputy [redacted] did not see any special weapons or any force used as the Emergency Response Team was entering the dorm. He was able to hear deputies giving several commands and saw the inmates complying with the orders given.

Sergeant Terrance Smith

Sergeant Terrance Smith was interviewed by Internal Affairs Bureau Sergeants David Wessol and Jeff Smith on March 26, 2014 at 1425 hours. The interview was conducted at Men's Central Jail.

On January 11, 2014, Sergeant Smith was assigned to Men's Central Jail, PM shift as the hospital Sergeant. At approximately 1640 hours, Sergeant Smith responded to the 5000 floor to begin assembling the Emergency Response Team. Sergeant Smith was assigned as the Emergency Response Team One Sergeant.

Upon his arrival to dorm 5550, Sergeant Smith began to assemble responding deputies for possible entry into the dorm. Sergeant Smith looked into the dorm through the window of the main entry door. Sergeant Smith indicated his position on a diagram of dorm 5550 (see Exhibit D, identified by employee #[redacted]and transcribed interview page 12 and 13 of 16). Sergeant Smith saw bunks thrown about the dorm and numerous inmates fighting with each other. Sergeant Smith heard the detonation of sting ball grenades inside the dorm and also heard a radio broadcast indicating an inmate was being stabbed in the dorm.

Sergeant Smith instructed Deputy Mendoza, who was armed with an "Arwen" to look through the window to determine if he could see any inmates being assaulted. If Deputy Mendoza was able to see an exigency, he was cleared to engage the inmate or inmates with the "Arwen." Deputy Mendoza fired one "Arwen" round through the tray slot of the main entry door. Sergeant Smith was unable to verify what Deputy Mendoza saw due to the narrow field of view through the window.

An updated radio broadcast was made indicating inmates were continuing to be stabbed inside the dorm. Sergeant Smith and the Emergency Response Team made entry into the dorm due to the exigent circumstances. Sergeant Smith heard approximately two to three "Arwen" rounds fired as entry was being made. As the Emergency Response Team made entry, the inmates immediately dropped to the floor and complied with the orders of the deputies.

Sergeant Smith entered the dorm shortly after the Emergency Response Team entered in order to supervise the operation. Sergeant Smith did not witness or direct any other force when he was in the dorm with the Emergency Response Team.

Deputy Dean Mendoza

Deputy Mendoza was interviewed by Internal Affairs Bureau Sergeants David Wessol and Todd Knight on March 28, 2014 at 1300 hours. The interview was conducted at Internal Affairs Bureau office, interview room A.

On January 11, 2014, Deputy Mendoza was assigned to Men's Central Jail, PM shift as the module 2200/2400 recreation room deputy. At approximately 1640 hours, Deputy Mendoza heard a radio broadcast announcing there was an inmate disturbance in dorm 5550. Deputy Mendoza responded to 2000 floor control booth to ascertain if the floor was going to respond. Deputies from the 5000 floor requested additional deputies with "Arwen" weapons to respond to the 5000 floor. Deputy Mendoza obtained permission from Sergeant Bailey to respond to main control to obtain an "Arwen" and respond to dorm 5550. After retrieving an "Arwen," he went to the 5000 floor.

Deputy Mendoza arrived on the 5000 floor and staged at the main entry door to dorm 5550 and remained there until the Emergency Response Team made entry into the dorm. As Deputy Mendoza looked into the dorm through the main door window, he saw inmates fighting and stabbing each other with jail made weapons. The jail made weapons were constructed from broken broom handles splintered into stabbing weapons.

Deputy Mendoza placed the muzzle of the "Arwen" through the tray slot on the main entry door of dorm 5550. He said he was directed by Sergeant Smith to point the "Arwen" toward the back of the dorm and fire the weapon upon his command (see transcribed interview page 6 and 7 of 18). As directed by Sergeant Smith, Deputy Mendoza fired one direct impact projectile round into the dorm.

Deputy Mendoza indicated his position in the 5000 floor hallway and the area he fired the "Arwen" round at on a diagram of dorm 5550 (see Exhibit D, identified by employee #[redacted] and transcribed interview page 7 of 18). Deputy

Mendoza was targeting a Hispanic Inmate that was stabbing another inmate. Deputy Mendoza believes the round impacted the back wall of the dorm.

Sergeant Smith directed the Emergency Response Team to make entry into the dorm. As Deputy Mendoza entered the dorm he noticed the inmates were still fighting and stabbing each other. As he moves into the dorm some of the inmates begin saying "don't shoot" and begin getting down on the ground. Deputies ordered the inmates to get down on the ground and comply with their direction.

As Deputy Mendoza continued to move into the dorm, with the support of the Emergency Response Team, he noticed a group of inmates "stabbing and killing each other." Deputy Mendoza fired one "Arwen" round at the inmates stabbing each other. Immediately after firing the round, the inmates complied with the orders to get down on the ground. Deputy Mendoza indicated the second target area he fired the "Arwen" round at on a diagram of dorm 5550 (see Exhibit D, identified by employee #[redacted] and transcribed interview page 9 of 18). Deputy Mendoza remained in the dorm to provide security for the extraction of inmates from the dorm. Deputy Mendoza did not use any force other than firing two "Arwen" rounds.